

treating physician, concluded the injury he found on x-ray was not work related; and (c) the video tape of claimant's work duties supports Dr. Murati's opinion.

WHEREFORE, the Appeals Board finds the Preliminary Order of Administrative Law Judge Thomas F. Richardson, dated September 28, 1994, should be, and the same is hereby, affirmed.

IT IS SO ORDERED.

Dated this ____ day of November, 1994.

BOARD MEMBER

BOARD MEMBER

BOARD MEMBER

c: C. Albert Herdoiza, Kansas City, KS
David J. Rebein, Dodge City, KS
Thomas F. Richardson, Administrative Law Judge
George Gomez, Director